

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): David A. Cheresh, *et al.* )  
 )  
 Application No. 10/535,325 ) Group Art Unit: Not Yet Assigned  
 )  
 Filed: May 18, 2005 )  
 )  
 For: METHOD OF TREATMENT ) Attorney Docket No. TSRI 651.6  
 OF MYOCARDIAL INFARCTION )

**RESPONSE TO SEQUENCE LISTING NOTIFICATION**

Mail Stop SEQUENCE  
 Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

In response to the Notification to Comply With Requirements for Patent Applications Containing Nucleotide and/or Amino Acid Sequence Disclosures dated December 7, 2005, enclosed are a Computer Readable Form (CRF) of the sequence listing on a 3.5 inch disk, a statement verifying that the content of the CRF is identical to the paper copy of the sequence listing submitted with the application, and a copy of the Notification.

Also transmitted herewith is a check in the amount of \$130.00 to cover the fee for submitting the CRF.

Please charge any additional fees or refund any overcharges in this matter to our Deposit Account No. 15-0508.

Respectfully submitted,

Dated: 10 January 2006 By: Talivaldis Cepuritis  
 Talivaldis Cepuritis (Reg. No. 20,818)

OLSON & HIERL, LTD.  
 20 North Wacker Drive  
 36th Floor  
 Chicago, Illinois 60606  
 (312) 580-1180



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/535,325	David A Cheresh	TSRI 651.6

INTERNATIONAL APPLICATION NO.
-------------------------------

PCT/US03/37653

002387  
OLSON & HIERL, LTD.  
20 NORTH WACKER DRIVE  
36TH FLOOR  
CHICAGO, IL 60606

**RECEIVED**

DEC 13 2005

**OLSON & HIERL, LTD**

I.A. FILING DATE	PRIORITY DATE
------------------	---------------

11/18/2003

05/29/1998

**To  
Docket**

CONFIRMATION NO. 5729

371 FORMALITIES LETTER



\*OC000000017598857\*



Date Mailed: 12/07/2005

### NOTIFICATION TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- \$130 Surcharge.**
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/535,325	PCT/US03/37653	TSRI 651.6